



STATE OF MINNESOTA

OFFICE OF THE ATTORNEY GENERAL

MIKE HATCH
ATTORNEY GENERAL

October 17, 2001

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Frederick K. Grittner
Clerk of Appellate Courts
305 Minnesota Judicial Center
25 Constitution Avenue
St. Paul, MN 55155-6102

OFFICE OF
APPELLATE COURTS
OCT 17 2001

FILED

Re: *Susan M. Zachman, et al. v. Mary Kiffmeyer, Secretary of State, et al.*
No. C0-01-160

Dear Mr. Grittner:

Enclosed please find an original and nine copies of the Statement of Unresolved Issues of Defendant Kiffmeyer and an affidavit of service of this document upon counsel of record.

Very truly yours,

A handwritten signature in cursive script that reads "Alan I. Gilbert".

ALAN I. GILBERT
Chief Deputy and Solicitor General

(651) 296-7519

Enc.

cc: All counsel of record

STATE OF MINNESOTA
SPECIAL REDISTRICTING PANEL
CO-01-160

OFFICE OF
APPELLATE COURTS

OCT 17 2001

FILED

Susan M. Zachman, et al., individually
and on Behalf of all citizens and voting
residents of Minnesota similarly situated,

Plaintiffs,

and

Patricia Cotlow, et al., individually and
on behalf of all citizens and voting residents
of Minnesota similarly situated,

Plaintiffs-Intervenors,

and

Jesse Ventura,

Plaintiff-Intervenor,

and

Roger D. Moe, et al.,

Plaintiffs-Intervenors,

vs.

Mary Kiffmeyer, Secretary of State of
Minnesota, and Doug Gruber, Wright
County Auditor, individually and on behalf
of all Minnesota county chief election
officers,

Defendants.

**STATEMENT OF
UNRESOLVED ISSUES**

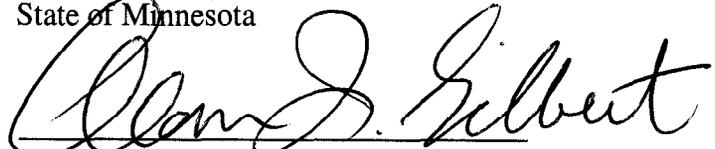
In the Panel's Order of October 9, 2001, the parties were directed to file a Statement of Unresolved Issues concerning any item upon which a stipulation could not be reached. The parties have been unable to reach agreement concerning the last date in the Panel's proposed timetable. The Panel set forth March 19, 2002 as the date for the issuance of the final order and redistricting plan. It is the State's position that March 19, 2002 is the appropriate date.

The Chief Justice, in her Order of March 2, 2001, at page 5, stated that “. . . it is important that the primacy of the legislative role in the redistricting process be honored . . .” Similarly, in her Order establishing this Panel, the Chief Justice directed the Panel to release a redistricting plan “only in the event a legislative redistricting plan is not enacted in a timely manner.” Order of July 12, 2000, at page 2. In the latter Order the Chief Justice cited specifically Minn. Stat. § 204B.14 (2000), which provides for various dates governing the redistricting process. In particular, Minn. Stat. § 204B.14, subd. 1a (2000) provides that the legislature will complete the redistricting process by no later than 25 weeks before the 2002 state primary election. That date is March 19, 2002. Accordingly, the date selected by the Court for its decision appropriately gives the legislature the maximum opportunity to perform its constitutional duties. This result is consistent with applicable law and the Orders of the Chief Justice, which established the judicial proceeding in this matter.

Dated: 10/17/01

Respectfully submitted,

MIKE HATCH
Attorney General
State of Minnesota



ALAN I. GILBERT
Chief Deputy and Solicitor General
Atty. Reg. No. 34678

MARK B. LEVINGER
Assistant Attorney General
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ATTORNEYS FOR DEFENDANT
MARY KIFFMEYER, SECRETARY OF
STATE OF MINNESOTA

STATE OF MINNESOTA
SPECIAL REDISTRICTING PANEL
CO-01-160

Susan M. Zachman, et al., individually
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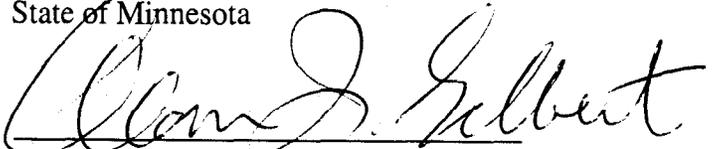
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